Docket No.: 649218007US

(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

Michael D. Laufer

Application No.: 09/095,323 Confirmation No.: 9521

Filed: June 10, 1998 Art Unit: 3769

For: METHOD AND APPARATUS FOR

TREATING SMOOTH MUSCLES IN THE

WALLS OF BODY CONDUITS

Examiner: D. M. Shay

NOTIFICATION OF LOSS OF ENTITLEMENT TO SMALL ENTITY STATUS

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Assignee, Asthmatx, Inc., hereby notifies the Patent and Trademark Office that it is not entitled to status as a small entity, and that the claim for small entity status filed by the Applicant is hereby withdrawn.

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Applicant believes no fee is due with this response. However, if a fee is due, please charge our Deposit Account No. 50-0665, under Order No. 649218007US from which the undersigned is authorized to draw.

Dated: June 22, 2010 Respectfully submitted,

By_____/Paul T. Parker/___ Paul T. Parker Registration No.: 38,264 PERKINS COIE LLP P.O. Box 1247 Seattle, Washington 98111-1247 (206) 359-8000 (206) 359-9000 (Fax) Attorney for Applicant